## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

David L. Brock, Woojin Lee, Gary S. Rogers, Barry D. Weitzner and Robert W. Cunningham

Applicat

10/010,150

Group:

3732

Filed:

November 16, 2001

Examiner:

Pedro Philogene

Confirmation No.:

9975

For:

FLEXIBLE INSTRUMENT

### CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:

13-05

Date

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment for filing in the above-identified application.

- Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been [X] established by a Small Entity Statement previously submitted.
- A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

## The claims fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT		PRE	HEST NO. VIOUSLY AID FOR	PRESENT EXTRA
TOTAL	102	MINUS	*	102	0
INDEP	11	MINUS	**	11	0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					

\* not fewer than 20

\*\* not fewer than 3

_	SMALL ENTITY				
	R	ATE		ADDIT. FEE	<u>OR</u>
	X	\$ 25	\$		
	X	\$100	\$		

TOTAL= \$\_\_\_\_0

+ \$180 |\$

SMALL ENTITY

ADDIT.

RATE FEE

X \$50 \$

X \$200 \$

+ \$360 \$

OTHER THAN

TOTAL= \$ \_\_\_\_0

# The Application Size Fee has been calculated as shown below:

(Effective for cases filed on or after December 8, 2004)

Actual Sheets (Including current amendment)	Highest No. of Sheets Paid For (At least 100)	No. of Additional Units Required (Increments of 50 sheets)

SMALL	<b>ENTITY</b>
DIVITALL	DIATET I

Rate	Total Amount Owed
X \$125	<b>\$</b> [ ]

#### OTHER THAN SMALL ENTITY

SWITE SWITT			
Rate	Total Amount Owed		
X \$250	<b>\$</b> [ ]		

Payment
Sufficient for
up to

[ ] Sheets

## **Petition for Extension of Time**

- [X] Applicant hereby petitions to extend the time to respond to the Office Action dated November 16, 2004 for three month(s) from February 16, 2005 to May 16, 2005. The appropriate fee is set forth below.
- [ ] [For action-specific language in an extension of time, go to insert, file, public folders, firm templates, and select the appropriate paragraph.]

Please ch	narge Deposit Account No. 08-	0380 for the following fees:		
[ ]	Petition for [ ] month	Extension of Time	\$	
[]	Claims Fee		\$	
[ ]	Application Size Fee		\$	
[ ]	Other Fees:			
			\$	
			_ \$	
		TOTAL:	\$	0
A check	is enclosed in payment of the t	following fees:		
[X]	Petition for Three Month Exte	ension of Time	\$	510
[ ]	Claims Fee		\$	
[ ]	Application Size Fee		\$	
[X]	Other Fees:			
	Supplemental Information Di	sclosure Statement	_ \$	180
			\$	

[X] Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

TOTAL:

690

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Dated: 5/13/05